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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)
DC10023US (71,051-069)

In re Application of: Shinya SHIRASKI et al.

Application No.: 10/598,523

Filed: June 19, 2007

For: Emulsion Composition For Silicone Rubber Sponge, Process For Producing The Same, And Process For Producing Silicone Rubber
Sponge

The owner*, Dow Corning Toray Co., Ltd., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number 10/546,746, filed on 08/24/2005, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 46295

/David M. LaPrairie/
Signature

01/08/2010
Date

David M. LaPrairie
Typed or printed name

248-723-0442
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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